



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#6
2/25/03
AC

In re Application: Richard M. Gibson et al.

Serial No.: 09/851,888

Examiner: N. Torres Velazquez

Filed: May 9, 2001

Art Unit: 1771

Confirmation No.: 4296

For: FLAME RESISTANT AND HIGH VISIBILITY FABRIC
AND APPAREL FORMED THEREFROM

Commissioner for Patents
Washington, D.C. 20231

RECEIVED
FEB 25 2003
TC 1700

Sir:

RESPONSE

Responsive to the Office Action mailed January 23, 2003, Applicant submits herein a Response. If any fees are required for the accompanying Response, the Commissioner is hereby authorized to charge any fees to Deposit Account 09-0528.

Remarks

The Examiner asserts that the pending patent application contains claims directed to two patentably distinct species: (a) a woven fabric, and (b) a knitted fabric. The Examiner requires that the Applicant elect a single disclosed species for prosecution on the merits.

Applicant hereby elects (a), the woven fabric construction of the present invention.

Applicant acknowledges that Claims 1 and 12 are generic. Accordingly, the applicant elects to prosecute Claims 1-5, 9-15, and 18-20.

Respectfully submitted,

Lewis S. Rowell
Reg. No. 45,469
WOMBLE CARLYLE SANDRIDGE & RICE, PLLC
300 N. Greene Street, Suite 1900
Greensboro, NC 27401
Tel: (336) 574-8090

Date: 2/18/03
File: 4500-18



02-20-03

Op 11771

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Richard M. Gibson et al.

Serial No.: 09/851,888

Filed: May 9, 2001

Confirmation No.: 4296

For: FLAME RESISTANT AND HIGH VISIBILITY FABRIC
AND APPAREL FORMED THEREFROM

Commissioner for Patents
Washington, D.C. 20231

Examiner: N. Torres Velazquez

Art Unit: 1771

RECEIVED
FEB 25 2003
TC 1700

Sir:

CERTIFICATE OF MAILING/EXPRESS MAIL

"Express Mail" Mailing Label Number EV175643125US

Date of Deposit February 19, 2003

I hereby certify that this paper, which is a Response to Office Action dated January 23, 2003 (our file no. 4500-18(24.1)), is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, DC 20231-0001.

Mailed By: Brandi A. Mitchell
Brandi A. Mitchell